

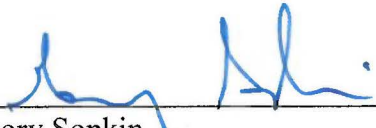
SOLID WASTE DISPOSAL ACT8-54. Site-Specific Rules for Flexibility from Owners/Operators of Municipal Solid Waste Landfills in Indian Country

1. **AUTHORITY.** To promulgate site-specific rules to respond to requests for flexibility from owners/operators of municipal solid waste landfills in Indian country, pursuant to Sections 2002, 4004, and 4010 of the Solid Waste Disposal Act, as amended.
2. **TO WHOM DELEGATED.** Director, Land, Chemical and Redevelopment Division.
3. **LIMITATIONS.**
  - a. This delegation is limited to the purpose stated above and may be exercised only within the limitations of the SWDA, as amended.
  - b. The director for LCARD is subject to current Agency guidance on procedures for promulgating rules when exercising this authority.
  - c. Regional officials exercising this authority must consult with the director of the Office of Resource Conservation & Recovery or equivalent, prior to promulgating site-specific rules. The director of ORCR may, by memorandum or other written communication, waive the consultation requirement.
4. **REDELEGATION AUTHORITY.**
  - a. This authority may not be redelegated.
  - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCES.**
  - a. Solid Waste Disposal Act, Subchapter IV (also known as "Subtitle D"), §§ 4001-4010, 42 U.S.C. §§ 6941-6949.
  - b. 40 C.F.R. Part 258.

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- c. "Site Specific Flexibility Requests for Municipal Solid Waste Landfills in Indian Country, Draft Guidance" EPA 530-R-97-016 (August 1997).

  
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Gregory Sopkin  
Regional Administrator

  
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Date